

Regular Session, 2011

SENATE BILL NO. 133

BY SENATOR MARIONNEAUX

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

ENVIRONMENTAL CONTROL. Provides relative to the Louisiana Smokefree Air Act. (8/15/11)

1
2
3
4
5
6
7
8
9
10
11
12
13

AN ACT

To enact R.S. 40:1300.256(A)(5) and to repeal R.S. 40:1300.256(B)(5), (8) and (13), relative to prohibiting smoking in certain places; to provide for restrictions; to provide relative to exceptions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:1300.256(A)(5) is hereby enacted to read as follows:

§1300.256. General smoking prohibitions; exemptions

A. Except as permitted by Subsection B of this Section, no person shall:

* * *

(5) Smoke in any restaurant or bar if food is served at any time while such restaurant or bar is open to the public.

* * *

Section 2. R.S. 40:1300.256(B)(5), (8) and (13) are hereby repealed in their entirety.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Greg Waddell.

DIGEST

Present law prohibits smoking in any public building, school, public place, and in any enclosed area within a place of employment.

Proposed law retains present law and also prohibits smoking in any restaurant or bar if food is served at any time while such restaurant or bar is open to the public.

Present law provides for an exception to the prohibition of smoking in a public place or a bar.

Proposed law retains present law and narrows the exception to a bar which does not serve food at any time while the bar is open to the public.

Effective August 15, 2010.

(Adds R.S. 40:1300.256(A)(5); repeals R.S. 40:1300.256(B)(5), (8) and (13))